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5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 ELIZABETH ANN HARRIS,

9 Plaintiff,

10 v.

11 MICHAEL J. ASTRUE, Commissioner of  
12 Social Security,

13 Defendant.

Case No. 11-5149 RBL-KLS

REPORT AND RECOMMENDATION

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15 This matter has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C.  
16 § 636(b)(1)(B) and Local Rule MJR 4(a)(4) and as authorized by Mathews, Secretary of H.E.W.  
17 v. Weber, 423 U.S. 261 (1976). This matter is before the Court on the stipulated motion for  
18 remand. (ECF #22). After reviewing the parties' stipulated motion and the remaining record, the  
19 undersigned recommends that the Court grant the parties' motion, and remand this matter to the  
20 Commissioner for further proceedings.  
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22 This Court recommends that on remand the Appeals Council will assume jurisdiction of  
23 the case to find Plaintiff disabled as of October 23, 2006, Plaintiff's amended onset date. This  
24 remand is pursuant to sentence four of 42 U.S.C. § 405(g). Upon proper presentation, this Court  
25 will consider Plaintiff's application for costs and attorney's fees under 28 U.S.C. § 2412(d).  
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REPORT AND RECOMMENDATION - 1

Given the fact of the parties' stipulation, the Court recommends that the District Judge immediately approve this Report and Recommendation and order the case **REVERSED** and **REMANDED**. A proposed order accompanies this Report and Recommendation.

DATED this 22nd day of August, 2011.

  
Karen L. Strombom  
United States Magistrate Judge